



# Texas Commission on Environmental Quality

PO Box 13087, MC-160, Austin, Texas 78711-3087  
Telephone (512) 239-4691, FAX (512) 239-4770

## APPLICATION FOR AMENDMENT TO A WATER RIGHT

Notice: This form will not be processed until all delinquent fees and/or penalties owed to the TCEQ or the Office of the Attorney General on behalf of the TCEQ are paid in accordance with the Delinquent Fee and Penalty Protocol.

Customer Reference Number (if issued): CN:604137364

Note: If you do not have a Customer Reference Number, complete Section II of the Core Data Form (TCEQ-10400) and submit it with this application.

1. Name: Natural Dairy Grower Company  
Address: 600 CR 252  
Gustine, Texas 76455  
Phone Number: 325/667-7266 Fax Number: 325/667-7290  
Email Address: frank@wldcatmilk.com
2. Applicant owes fees or penalties?  
☒ Yes ☐ No
3. Certificate of Adjudication Nos. 12-3636 and 12-3649  
Stream: Leon River Watershed: Brazos River Basin  
Reservoir (present condition, if one exists): \_\_\_\_\_  
County: Comanche
4. Proposed Changes To Water Right Authorizations:  
Natural Dairy Grower Company (NDG) would like to combine COA #3636 and COA #3649 into one permit, include additional land to be irrigated, include two existing rock dams structures located on the Leon river and change the diversion location to be anywhere between points A and A'.
5. I understand the Agency may require additional information in regard to the requested amendment before considering this application.

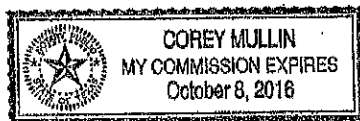
Frank Volleman  
Name (sign)

FRANK VOLLEMAN  
Name (print)

\_\_\_\_\_  
Name (sign)

\_\_\_\_\_  
Name (print)

Subscribed and sworn to me as being true and correct before me this 21<sup>st</sup> day of February, 2013.



85 07 MU 12 07 PM  
Notary Public, State of Texas  
WATER SUPPLY DIV  
TCEQ  
RECEIVED

## Supplemental Diversion Point Information Sheet

Diversion Point No. A-A'

1) Watercourse: Brazos River Basin

Location of point of diversion beginning (A) at Latitude 31.302041°N, Longitude -98.426773°W, diversion ending (A') at Latitude 31.880234°N, Longitude -98.414395°W, located in the:

Location A = Alexander Hodge Survey No. A-426 in Comanche County, Texas. (Provide the latitude and longitude coordinates in decimal degrees, to at least six decimal places. Indicate the method used to calculate the diversion point location).

Location A' = William M. Vance Survey No. A-980 in Comanche County, Texas. (Provide the latitude and longitude coordinates in decimal degrees, to at least six decimal places. Indicate the method used to calculate the diversion point location).

3) Upper Diversion Point (A) Location from County Seat: 9 miles in an East direction from Comanche, Comanche County, Texas.

Location from nearby town (if other than County Seat): 4.5 mile in a Northwest  
Direction from Gustine, a nearby town shown on county highway map.

Lower Diversion Point (A') Location from County Seat: 11.5 miles in an East direction from Comanche, Comanche County, Texas.

Location from nearby town (if other than County Seat): 2.0 mile in a Northwest  
Direction from Gustine, a nearby town shown on county highway map.

4) Zip Code: 76455

5) The diversion will be (check (√) all appropriate boxes and if applicable, indicate whether existing or proposed):

|                                     |  |          |          |
|-------------------------------------|--|----------|----------|
| <input checked="" type="checkbox"/> | Directly from stream   | Existing | Proposed |
| <input type="checkbox"/>            | From an on-channel reservoir                                     |          |          |
| <input type="checkbox"/>            | From a stream to an off-channel reservoir                        |          |          |
| <input type="checkbox"/>            | From a stream to an on-channel reservoir                         |          |          |
| <input type="checkbox"/>            | From an off-channel reservoir                                    |          |          |
| <input type="checkbox"/>            | Other method (explain fully, use additional sheets if necessary) |          |          |

6) Rate of Diversion (Check (√) applicable provision):

✓ 1. Diversion Facility:

A. 1800 Maximum gpm (gallons per minute)

1) 3 Number of pumps

2) Centrifugal Pump Type of pump

3) 1800 gpm, Pump capacity of each pump

4) Portable pump ☒ Yes or ☐ No

7) The drainage area above the diversion points could not be determined.

## Supplemental Dam/Reservoir Information Sheet

### Dam (structure), Reservoir and Watercourse Data

- A. Type of Storage Reservoir (Indicate by checking (✓) all applicable)

Existing on channel structure

Date of Construction 2010

- B. Location of Structure No. 1.

1) Watercourse: Leon River, tributary of Little River, tributary of Brazos River Basin

2) Location from County Seat: 10 miles in an east direction from the City of Comanche, located in Comanche County, Texas.

Location from nearby town (if other than County Seat): 3.5 miles in a Northwest direction from the City of Gustine a nearby town shown on county highway map.

3) Zip Code: 76455

4) The dam will be located in the Alexander Hodge Original Survey No. A-426 in Comanche County, Texas.

5) Structure No. 1.

Latitude 31.896441°N, Longitude -98.414793°W. Location determined by using Texas Topo Software.

- C. Reservoir:

1) Acre-feet of water impounded by structure at normal maximum operating level: 1.24

2) Surface area in acres of reservoir at normal maximum operating level: 0.53

- D. The drainage area above the dam could not be determined.

## Supplemental Dam/Reservoir Information Sheet

### Dam (structure), Reservoir and Watercourse Data

- A. Type of Storage Reservoir (indicate by checking (✓) all applicable)

Existing on channel structure

Date of Construction 2011

- B. Location of Structure No. 2.

1) Watercourse: Leon River, tributary of Little River, tributary of Brazos River Basin

2) Location from County Seat: 11.0 miles in an East direction from the City of Comanche, located in Comanche County, Texas.

Location from nearby town (if other than County Seat): 2.0 miles in a Northwest direction from the City of Gustine, a nearby town shown on county highway map.

3) Zip Code: 76455

4) The dam is located in the William M. Vance Original Survey No. A-980 in Comanche County, Texas.

5) Structure No. 2.

Latitude 31.88164°N, Longitude -98.41173°W. Location determined by using Texas Topo Software.

- C. Reservoir:

1) Acre-feet of water impounded by structure at normal maximum operating level: 1.50

2) Surface area in acres of reservoir at normal maximum operating level: 0.65

- D. The drainage area above the dam could not be determined.